

APPENDIX A
NOTICE OF VIOLATION

Middlesex County Department of Public Property
New Brunswick, New Jersey 08901

Docket No. 030-22031
License No. 29-20751-01

As a result of the inspection conducted on January 14, 1986, and in accordance with the NRC Enforcement Policy (10 CFR 2, Appendix C), the following violations were identified:

- A. 10 CFR 71.5(a) requires that you transport licensed material only if you comply with the applicable requirements of the regulations appropriate to the mode of transport of the Department of Transportation in 49 CFR Parts 170-189.

49 CFR 172.200 requires that shipping papers be furnished for each shipment of hazardous material.

Contrary to this requirement as of January 14, 1986, you transported hazardous (radioactive) material without the required shipping papers.

This is a Severity Level IV violation (Supplement VII)

- B. 10 CFR 19.11(a) and (b) require that current copies of Part 19 and Part 20 be posted, or that a notice describing these documents and where they may be examined, be posted.

Contrary to the above, on January 14, 1986, neither Part 19 nor Part 20 were posted.

This is a Severity Level V violation. (Supplement VI)

- C. Condition 13 of License No. 29-20751-01 requires that sealed source containing byproduct material be tested for leakage and/or contamination at interval not to exceed six months.

Contrary to the above, as of January 3, 1986, a sealed source containing americium-241 was not tested for contamination or leakage since October 1984, an interval of more than six months.

This is a Severity Level IV violation (Supplement VI)

- D. Condition 17 of License No. 29-20751-01 requires that licensed material be possessed and used in accordance with statements, representations and procedures contained in application received August 20, 1984.

1. Block 12 of this application requires that film badges be assigned in order to evaluate the dose received by an operator.

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Contrary to the above, as of January 14, 1986, film badges had not been assigned to the operators to evaluate the dose received.

2. Item 15.A(3) of this application requires that the transporter or operator have a copy of the current license, last leak test report, code 19 & 20, training certificate, source certificate and bill of lading when transporting the gauge to field locations.

Contrary to the above, as of January 14, 1986, these documents had not been transported with the gauge to field locations.

These are Severity Level IV violations (Supplement IV)

Pursuant to the provisions of 10 CFR 2.201, Middlesex County Department of Public Property is hereby required to submit to this office within thirty days of the date of the letter which transmitted this Notice, a written statement or explanation in reply, including: (1) the corrective steps which have been taken and the results achieved; (2) corrective steps which will be taken to avoid further violations; and (3) the date when full compliance will be achieved. Where good cause is shown, consideration will be given to extending this response time.